



December 13, 2004

New York City police officer and codefendant plead guilty to cocaine-trafficking conspiracy

Jose Gabriel Delvalle, a New York City Police officer, and **Basilio Aquiles Delvalle**, of New York City, pleaded guilty today to cocaine trafficking, admitting that they conspired to buy a kilogram of cocaine in Rhode Island in October.

United States Attorney Robert Clark Corrente announced the guilty pleas, which the defendants entered before U.S. District Court Judge William E. Smith in U.S. District Court, Providence. **Drug Enforcement Administration (DEA)** agents arrested the defendants in Warwick on October 14 and both have been detained since then at the Wyatt Federal Detention Center, Central Falls.

At the plea hearing, Assistant U.S. Attorney Richard W. Rose said that, had the case gone to trial, the government would have proven that, in September, Jose Delvalle, who is also known as "Gabby," began discussions with another man about buying ten kilograms of cocaine. Eventually, the parties agreed on a price of \$18,500 per kilo.

On October 14, Jose Delvalle and Basilio Delvalle met with the other man at a motel parking lot on Jefferson Boulevard in Warwick, RI. The defendants discussed with the man the purchase of a single kilogram of cocaine. If the cocaine was acceptable to a third party purchaser in New York, they would buy an additional nine kilos. After the defendants agreed to take possession of the single kilogram, agents arrested them.

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Jose Delvalle was carrying his New York City police credentials and was armed with his police-issued service weapon, a 9 millimeter pistol.

Both defendants pleaded guilty to conspiracy to possess with intent to distribute one kilogram or more of cocaine. The potential penalty prescribed by statute is five to 40 years imprisonment and a \$2,000,000 fine. Federal sentencing is determined on the basis of guidelines that rely on such factors as the specific nature of an offense and a defendant's criminal background, if any. Sentencing for both defendants is scheduled for March 4.

According to court documents, Jose Gabriel Delvalle, 24, lives at 2181 Grant Avenue, the Bronx, New York. Basilio Aquiles Delvalle, 34, lives at 286 South Street, New York, New York.

The **Drug Enforcement Administration** and the **New York City Police Department Internal Affairs Division** conducted the investigation, with assistance from the **U.S. Marshals Service**. Assistant U.S. Attorney Rose is prosecuting the case for the government.

-30-

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